

Amendment No. 4 to SB2665

**McNally
Signature of Sponsor**

AMEND Senate Bill No. 2665

House Bill No. 2752*

By deleting subdivision (b)(2) of the first new SECTION___ added by Amendment # 016045 and substituting instead the following:

(2) Notwithstanding the provisions of § 40-33-211, the clerk of the court where the forfeiture occurs shall transmit fifteen percent (15%) of the proceeds from all forfeitures made pursuant to this section for offenses occurring on or after July 1, 2010, to the law enforcement agency conducting the investigation that resulted in the seizure to be used for law enforcement purposes involving child abuse detection, enforcement and prosecution; and fifteen percent (15%) of the remaining proceeds to the district attorneys general conference for child abuse prosecutions and training for asset forfeitures under this section, such proceed amount shall be in lieu of reimbursement for expenses incurred incident to the litigation as otherwise authorized by § 39-11-713(a). The clerk shall transmit the remainder of the funds to the department of finance and administration for deposit in the child abuse fund created by subdivision (1) of this subsection (b), to be allocated through the general appropriations act.

AND FURTHER AMEND by deleting amendatory subdivision (b)(2) of the second new SECTION___ added by Amendment # 016045 and substituting instead the following

(2) Notwithstanding the provisions of § 40-33-211, the clerk of the court where the forfeiture occurs shall transmit fifteen percent (15%) of the proceeds from all forfeitures made pursuant to this section for offenses occurring on or after July 1, 2010, to the law enforcement agency conducting the investigation that resulted in the seizure to be used for law enforcement purposes involving child abuse detection, enforcement and prosecution; and fifteen percent (15%) of the remaining proceeds to the district attorneys general conference for child abuse prosecutions and training for asset

forfeitures under this section, such proceed amount shall be in lieu of reimbursement for expenses incurred incident to the litigation as otherwise authorized by § 39-11-713(a).

The clerk shall transmit the remainder of the funds to the department of finance and administration for deposit in the child abuse fund created by subdivision (1) of this subsection (b), to be allocated through the general appropriations act.

AND FURTHER AMEND by adding the following new section immediately preceding the last section and by renumbering the subsequent section accordingly:

SECTION _____. Tennessee Code Annotated, Section 39-11-713(a), is amended by deleting the second sentence in its entirety and substituting instead the following:

Except as provided for forfeitures authorized by § 39-13-530 and § 39-17-1008, the proceeds from all property forfeited and sold at public auction shall be disposed of by the court as directed by this part.